

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

December 20, 2002

IN RE:

**BELLSOUTH TELECOMMUNICATIONS, INC.
TARIFF TO INTRODUCE SWA PRICING
FLEXIBILITY – Tariff Number 2002256**

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**DOCKET NO.
02-01073**

**ORDER SUSPENDING TARIFF FOR AN ADDITIONAL NINETY (90) DAYS,
CONVENING A CONTESTED CASE PROCEEDING, GRANTING INTERVENTION
AND APPOINTING A PRE-HEARING OFFICER**

This matter came before Chairman Sara Kyle, Director Pat Miller, and Director Ron Jones of the Tennessee Regulatory Authority (the “Authority”), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on October 21, 2002 for consideration of BellSouth Telecommunications, Inc. (“BellSouth”) Tariff to Introduce SWA Pricing Flexibility (the “Tariff”). BellSouth Telecommunications, Inc. (“BellSouth”) filed the Tariff on September 20, 2002 with a proposed effective date of October 14, 2002. A *Petition to Suspend Tariff and Convene a Contested Case Proceeding* (“CLEC Petition”) was filed by the CLEC Coalition¹ on October 7, 2002.

At a regularly scheduled Authority Conference held on October 7, 2002, the Directors voted unanimously to suspend the Tariff for thirty (30) days to allow time for BellSouth to respond to the CLEC Petition and for the Directors to consider this matter at the next regularly scheduled Authority Conference. On October 9, 2002 the Consumer Advocate and Protection Division of the Office of the Attorney General (“Consumer Advocate”) filed a *Petition to Intervene* in this matter. On October

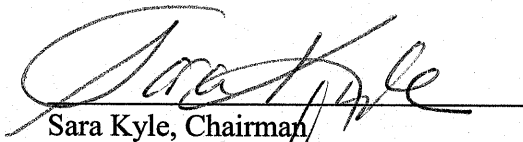
¹ The members of the CLEC Coalition are Birch Telecom, Inc. and AT&T Communications of the South Central States, Inc.

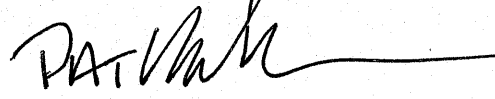
14, 2002, BellSouth filed its answer to the CLEC Petition.

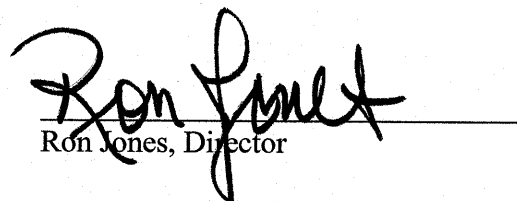
During the October 21, 2002 Authority Conference, the Directors voted unanimously to convene a contested case proceeding in this matter, grant intervention to the Consumer Advocate, suspend the Tariff for an additional ninety (90) days and appoint the Authority's General Counsel or his designee to act as the Pre-Hearing Officer in this proceeding to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.

IT IS THEREFORE ORDERED THAT:

1. A contested case proceeding is hereby convened;
2. The Consumer Advocate and Protection Division of the Office of the Attorney General is granted leave to intervene and receive copies of any notices, orders or other documents in this matter;
3. BellSouth's Tariff to Introduce SWA Pricing is suspended for an additional ninety (90) days through February 10, 2003; and
4. The General Counsel or his designee is appointed Pre-Hearing Officer in this matter to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.


Sara Kyle, Chairman


Pat Miller, Director


Ron Jones, Director